

HAWAII STATE

HOUSE OF REPRESENTATIVES

REGULAR SESSION OF 2012

***ROUGH DRAFT
JOURNAL***

FIFTY-THIRD DAY

APRIL 20, 2012

OFFICE OF THE CHIEF CLERK

A handwritten signature in black ink, appearing to be a stylized 'G' or 'J' with a flourish.

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FIFTY-THIRD DAY

Friday, April 20, 2012

The House of Representatives of the Twenty-Sixth Legislature of the State of Hawaii, Regular Session of 2012, convened at 11:37 o'clock a.m., with Speaker Say presiding.

The invocation was delivered by Mr. Milton Mikishi's 2nd Grade Class of Maryknoll Elementary School, including Daniel Yamane, Son of Representative Ryan Yamane, after which the Roll was called showing all Members present.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Fifty-First and Fifty-Second Days was deferred.

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 238 and 1129) were received and announced by the Clerk and were placed on file:

Gov. Msg. No. 238, dated April 16, 2012, transmitting the Relating to the State Budget Quarterly Report on the progress made of all DOE's CIP appropriations, prepared by the Department of Education pursuant to Act 164, Section 47, SLH 2011.

Gov. Msg. No. 1129, informing the House that on April 19, 2012, the following bill was signed into law:

H.B. No. 2600, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES." (ACT 029)

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 766 through 768) were received and announced by the Clerk:

Sen. Com. No. 766, dated April 19, 2012, informing the House that the President has appointed as conferees on the part of the Senate, for the consideration of amendments proposed by the Senate to the following House Bills:

H.B. No. 1726, Gabbard, Chair; Ige, Co-Chair; Ihara
HD 1, SD 2

H.B. No. 2078, Kouchi, Chair; Baker, Co-Chair; Kahele
HD 2, SD 2

Sen. Com. No. 767, dated April 19, 2012, informing the House that the Senate has made the following changes to Senate Conferee assignments for the following bill:

H.B. No. 1875, Senator Taniguchi discharged as conferee and
HD 2, SD 2 Senator Kidani added as conferee.

Sen. Com. No. 768, dated April 19, 2012, informing the House that the President has appointed as conferees on the part of the Senate, for the consideration of amendments proposed by the House to the following House Bill:

H.B. No. 1980 Ige, Chair; Fukunaga, Kidani, Slom
HD 1, SD 1

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Mizuno introduced members of the American Massage Therapy Association, Hawaii Chapter who were at the Capitol for Massage

Awareness Day: President, Poalani Gellesie, Ms. Arlene Estrella and Ms. Anne Fritz.

Representative Pine introduced her constituent, Mr. Steve Carol.

Representative Marumoto, on behalf of Representative Nishimoto and herself, introduced the 5th grade students of King Liholiho Elementary School accompanied by their teachers, Mr. Fred Magnenat, Mr. Matthew Negele; and Ms. Venus visiting from Korea.

Representative Nakashima introduced the award-winning Honokaa High School Jazz Band who entertained Capitol visitors while on their Big City Tour. They were accompanied by their teacher, Mr. Gary Washburn.

Honokaa Jazz Band Members:

Hildhang Adona;
Jadelynn Alvarez;
Jacy Anderson;
Halana Birch;
Camelia Calo-Witt;
Elijah Carvalho;
Cjay Carvalho;
Payton Cawagas;
Nar Daguna;
Jevin Dement;
Brandon Gomez;
Ciani Gonsalves;
Shawn Guerpo;
Kaitlin Hall;
Marion Ignacio;
Runa Ikeno;
Kaeo Ishikuro;
Zach Kamali-Spivey;
Jackie Lacanlale;
Kellen Lambert;
Justin Aguirre;
Koten Macomber;
Kayla Maikui;
Alexcilla Mateo-Panilo;
Jorel Mateo-Panilo;
Skye Mercado;
Cortney Oshiro;
Kenika Peters;
Christian Potter;
Gabriel Ramirez;
Emma Reddenkopp;
Micah Saito;
Elizabeth Sekona;
Anthony Shaw;
Chaundra Silvano;
Kaua Sproat; and
Nicole Tabac.

Representative Yamane introduced the 2nd grade students of Maryknoll School who sang two songs for this day's invocation. They were accompanied by their teacher, Mr. Milton Mikishi; Maryknoll music teacher, Mrs. Wendy Chong; and grandparent/chaperone, Mrs. Jane Loo.

Maryknoll Students:

Liliana Awaya;
Kahokunani Canlas;
Taylor Capps;
Aerin Dias;
Winston Freitas;
Noah Hata;
Kyle Ho;
Kyla Hong;
Landon Hung;
Crishell-Ann Idefonso;
Amy Kaku;

Allison Kanenaga;
 Noah Kitts;
 Lane Nishida;
 Alexander Parks;
 Alyssa Rossio;
 Chelsea Sawai;
 Jillian Simpson;
 Tammy Tam;
 Noah Tanioka-Abelardo;
 Wade Williams;
 Karter Wong;
 Daniel Yamane;
 Carson Yano; and
 Ayden Yung.

Representative Yamane also introduced his son, Master Daniel Yamane who gave this day's invocation, as well as his wife, Mrs. Jennifer Higa Yamane; and his mother, grandma Jean K. Yamane. They were accompanied by his Office Manager, Ms. Danielle Bass.

At 11:52 o'clock a.m. Representative Chong requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:12 o'clock p.m.

ORDER OF THE DAY

REPORTS OF STANDING COMMITTEES

Representative Coffman, for the Committee on Energy & Environmental Protection presented a report (Stand. Com. Rep. No. 1788-12), recommending that H.R. No. 151, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.R. No. 151, HD 1, entitled: "HOUSE RESOLUTION REQUESTING AN UPDATE OF THE HAWAII ENERGY FORUM'S REPORT ON LIQUEFIED NATURAL GAS OPTIONS FOR THE STATE," was referred to the Committee on Finance, with Representative Saiki being excused.

Representative Wooley, for the Committee on Culture & the Arts presented a report (Stand. Com. Rep. No. 1789-12), recommending that S.C.R. No. 57, SD 2, be referred to the Committee on Finance.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and S.C.R. No. 57, SD 2, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE FOUNDATION ON CULTURE AND THE ARTS TO ESTABLISH A WORKING GROUP TO DEVELOP RECOMMENDATIONS REGARDING THE ADMINISTRATIVE PLACEMENT OF THE STATE FOUNDATION ON CULTURE AND THE ARTS," was referred to the Committee on Finance, with Representative Saiki being excused.

Representative Rhoads, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 1790-12), recommending that S.C.R. No. 34, SD 1, as amended in HD 1, be referred jointly to the Committee on Finance and the Committee on Legislative Management.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and S.C.R. No. 34, SD 1, HD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT AUDITS OF STATE DEPARTMENT OPERATIONS THAT RESULT IN HIGH NON-BASE COMPENSATION OF STATE EMPLOYEES, PAY FOR NOT WORKING, AND SALARY OVERPAYMENTS," was referred jointly to the Committee on Finance and the Committee on Legislative Management, with Representative Saiki being excused.

Representatives Nishimoto and McKelvey, for the Committee on Higher Education and the Committee on Economic Revitalization & Business presented a report (Stand. Com. Rep. No. 1791-12), recommending that S.C.R. No. 36, SD 2, be referred to the Committee on Water, Land, & Ocean Resources.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committees was adopted and S.C.R. No. 36, SD 2, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING DEVELOPMENT OF A PLAN TO EXAMINE THE LONG-TERM USES OF THE HAWAII FILM STUDIO DIAMOND HEAD CAMPUS," was referred to the Committee on Water, Land, & Ocean Resources, with Representative Saiki being excused.

Representatives Coffman and Awana, for the Committee on Energy & Environmental Protection and the Committee on International Affairs presented a report (Stand. Com. Rep. No. 1792-12) recommending that S.C.R. No. 162, SD 1, be adopted.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committees was adopted and S.C.R. No. 162, SD 1, entitled: "SENATE CONCURRENT RESOLUTION URGING HAWAII'S CONGRESSIONAL DELEGATION TO REQUEST THAT THE DIRECTOR OF THE OFFICE OF GLOBAL CHANGE OF THE UNITED STATES DEPARTMENT OF STATE PROPOSE TO THE CONFERENCE OF PARTIES FOR THE UNITED NATIONS FRAMEWORK CONVENTION ON CLIMATE CHANGE THAT THE UNITED STATES HOST THE 2015 UNITED NATIONS CLIMATE CHANGE CONFERENCE IN HONOLULU, HAWAII," was adopted, with Representative Saiki being excused.

SUSPENSION OF RULES

On motion by Representative Evans, seconded by Representative Pine and carried, the rules were suspended for the purpose of considering certain House Bills for Final Reading by consent calendar. (Representative Saiki was excused.)

FINAL READING

Representative Chong moved to agree to the amendments made by the Senate to the following House Bills, seconded by Representative Evans and carried: (Representative Saiki was excused.)

H.B. No. 297, HD 1, (SD 1)
 H.B. No. 626, (SD 1)
 H.B. No. 1671, HD 2, (SD 2)
 H.B. No. 1754, HD 1, (SD 1)
 H.B. No. 1967, HD 2, (SD 2)
 H.B. No. 2169, HD 2, (SD 1)
 H.B. No. 2374, (SD 1)
 H.B. No. 2454, HD 1, (SD 1)
 H.B. No. 2574, HD 1, (SD 1)

At this time, the Chair announced:

"Members, on page 2 of your Order of the Day, H.B. No 2656 will be deferred one legislative day."

H.B. No. 2656, HD 2, SD 2:

By unanimous consent, action was deferred one legislative day.

H.B. No. 297, HD 1, SD 1:

On motion by Representative Chong, seconded by Representative Evans and carried, H.B. No. 297, HD 1, SD 1, entitled: "A BILL FOR AN ACT

RELATING TO THE PROBATION SERVICES FEE," passed Final Reading by a vote of 50 ayes, with Representative Saiki being excused.

H.B. No. 626, SD 1:

On motion by Representative Chong, seconded by Representative Evans and carried, H.B. No. 626, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII UNIFORM COLLABORATIVE LAW ACT," passed Final Reading by a vote of 50 ayes, with Representative Saiki being excused.

H.B. No. 1671, HD 2, SD 2:

Representative Chong moved that H.B. No. 1671, HD 2, SD 2, pass Final Reading, seconded by Representative Evans.

Representative Ching rose in support of the measure with reservations and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Ching's written remarks are as follows:

"Thank you, Mr. Speaker. Please allow me to express my reservations regarding H.B. 1671. This bill imposes time limits on rendering administrative and judicial review decisions. It limits protests to those of a minimum percentage of the contract value, and requires posting of a protest bond, which is to be forfeited if the protesting party does not prevail.

"My concerns rest with comments stated by DCCA that this bill allows inadequate time to review an agency decision. The original House Draft appropriately revived Act 175 which streamlined the procurement process for two years following its passage in 2009. This version unfortunately does not. Furthermore, the City & County Department of Budget and Fiscal Services also suggests that a 20 day deadline for protest review may yield increased requests for appeals because initial government reviews and determinations were rushed to meet the deadline.

"In the end, the public may pay a dear price for minor degrees of efficiency saved by administration. Citizens who seek an administrative hearing or judicial relief might not receive court hearings just because the administrative staff or court may not have processed applications promptly. The protest bond deposit, moreover, punishes those who try to seek relief just because they lose. Instead, we should examine whether those seeking reviews had frivolous claims or not. Thank you."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Marumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Thielen rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Choy rose in support of the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Choy's written remarks are as follows:

"Mr. Speaker, I rise in support of H.B. 1671. This measure is the accountants answer to decreasing the amount of lengthy and frivolous procurement protests. As you know, protests have taken on the role as a way to frustrate the procurement process. This bill discourages frivolous protest by adding materiality as an eligibility criterion for protests. In addition, a bond requirement by the protestor was added to the protest.

"This measure also limits the time for the protest process. Time limits have been added to the administrative process. These time limits dictate when a protest must be filed to the amount of time a procurement officer or hearings officer must render a decision. To accommodate these timelines the rules of evidence was changed to quicken the process.

"These changes should make the protest process faster and should also lessen the amount of protests in the procurement process. For these reasons, I stand in support of H. B. 1671."

The motion was put to vote by the Chair and carried, and H.B. No. 1671, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," passed Final Reading by a vote of 50 ayes, with Representative Saiki being excused.

H.B. No. 1754, HD 1, SD 1:

Representative Chong moved that H.B. No. 1754, HD 1, SD 1, pass Final Reading, seconded by Representative Evans.

Representative Ching rose in support of the measure with reservations and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Ching's written remarks are as follows:

"Thank you, Mr. Speaker. Although I value the considerations of efficiency taken into account by H.B. 1754, I must express sincere reservations as well. H.B. 1754 permits the mailing of absentee ballots to all registered voters in areas with fewer than five hundred voters. Without this bill, each of those small districts would require a unique ballot type and an individual polling place.

"Logistically, this bill was clearly founded by sound logic: more voters are now voting by mail than in person. Indeed, there have been cases where only 75 voters show up in person to cast ballots in districts of several hundred registered voters. Given reapportionment delays, we may inevitably end up with small voting pockets each requiring unique ballot types. Mail out ballots would save some capital, in costs and operators needed to run a polling place. Residents of these small districts would also have the option to vote in person at an early polling site.

"Nonetheless, this bill violates our founding principle of good governance, allowing a Chief Election Officer or Clerk to unilaterally decide not to establish a polling place in certain areas. In the unlikely event that political biases arise, unethical decisions could skew the integrity of Hawaii's voting process altogether.

"Furthermore, many individuals still prefer to vote in person, distrusting the mail service, or because they want help to understand voting procedures. Often, these highly concerned individuals are also those most diligent about the voting process, and those who consider their selections most thoroughly. They are also often elderly residents seeking to honor the American tradition of in-person voting. There is a good chance that these voters will not be able to make it to an early voting site, for they may not be able to leave work outside the official Election Day holiday. If we rob these individuals the ability to vote in person, being uncomfortable with their limited alternatives they may not be able to vote at all.

"We must not disregard the rights of certain minority groups, such as the elderly, for when we do so we upset the equilibrium in Hawaii's selection pool of voters. Votes should accurately reflect the distribution of a population, and by biasing the system against certain preferences – especially those most loyal to diligent voting – we violate our nation's core values. Thank you."

The motion was put to vote by the Chair and carried, and H.B. No. 1754, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," passed Final Reading by a vote of 50 ayes, with Representative Saiki being excused.

H.B. No. 1967, HD 2, SD 2:

On motion by Representative Chong, seconded by Representative Evans and carried, H.B. No. 1967, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL CLAIM CONCILIATION," passed Final Reading by a vote of 50 ayes, with Representative Saiki being excused.

H.B. No. 2169, HD 2, SD 1:

Representative Chong moved that H.B. No. 2169, HD 2, SD 1, pass Final Reading, seconded by Representative Evans.

Representative Choy rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I'd like a ruling on a potential conflict of interest. I'm a CPA. I'm a Certified Public Accountant," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and H.B. No. 2169, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ACCOUNTANCY," passed Final Reading by a vote of 50 ayes, with Representative Saiki being excused.

H.B. No. 2374, SD 1:

On motion by Representative Chong, seconded by Representative Evans and carried, H.B. No. 2374, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF LANGUAGE ACCESS," passed Final Reading by a vote of 50 ayes, with Representative Saiki being excused.

H.B. No. 2454, HD 1, SD 1:

On motion by Representative Chong, seconded by Representative Evans and carried, H.B. No. 2454, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE RAP BACK PROGRAM OF THE HAWAII CRIMINAL JUSTICE DATA CENTER," passed Final Reading by a vote of 50 ayes, with Representative Saiki being excused.

H.B. No. 2574, HD 1, SD 1:

Representative Chong moved that H.B. No. 2574, HD 1, SD 1, pass Final Reading, seconded by Representative Evans.

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and H.B. No. 2574, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO NOTIFICATION OF CHAPTER 91 HEARINGS," passed Final Reading by a vote of 50 ayes, with Representative Saiki being excused.

At 12:18 o'clock p.m., the Chair noted that the following bills passed Final Reading:

H.B. No. 297, HD 1, SD 1
H.B. No. 626, SD 1
H.B. No. 1671, HD 2, SD 2
H.B. No. 1754, HD 1, SD 1
H.B. No. 1967, HD 2, SD 2
H.B. No. 2169, HD 2, SD 1
H.B. No. 2374, SD 1
H.B. No. 2454, HD 1, SD 1
H.B. No. 2574, HD 1, SD 1

SUSPENSION OF RULES

At this time, the Chair announced:

"Members, please note that the Chair has discharged the House Conferees previously appointed to H.B. No. 1524, HD1, SD2; H.B. No. 2296, HD1, SD1; H.B. No. 2429, HD1, SD1; and finally H.B. No. 2491, HD1, SD1."

"At this time, the House will now proceed to reconsider its disagreement to the Senate amendments made to certain House bills, including the aforementioned measures that were just stated."

On motion by Representative Chong, seconded by Representative Evans and carried, the rules were suspended for the purpose of reconsidering action previously taken in disagreeing to amendments made by the Senate to certain House Bills. (Representative Saiki was excused.)

RECONSIDERATION OF ACTION TAKEN

Representative Chong moved that the House reconsider its action previously taken in disagreeing to the amendments made by the Senate, and give notice of intent to agree to such amendments for the following House Bills, seconded by Representative Evans and carried: (Representative Saiki was excused.)

H.B. No. 1524, HD 2, (SD 2)
H.B. No. 2242, HD 1, (SD 1)
H.B. No. 2264, HD 2, (SD 1)
H.B. No. 2266, HD 1, (SD 1)
H.B. No. 2273, (SD 1)
H.B. No. 2296, HD 1, (SD 1)
H.B. No. 2429, HD 1, (SD 1)
H.B. No. 2491, HD 1, (SD 1)

ANNOUNCEMENTS

Representative Thielen: "Thank you, Mr. Speaker, I have two announcements. The first is, that on this Sunday, April 22nd, the I Love Kailua Town party will be held. And that's from 11:00 till 4:00. Live entertainment, food booths, crafts and plants. It is on the roadway area fronting Macy's.

"The second announcement is I would like to thank the Members for participating in our annual Hemp Aloha Friday. For those of you that wore hemp shirts or natural fiber shirts in honor of Earth Day, I thank you very much. Mr. Speaker, in 1999, the Legislature passed a bill establishing the Industrial Hemp Research Project. Governor Cayetano signed that into law. The research project took place over a three-year period, and was highly successful in identifying the strain, and the variety that would work best in Hawaii. The industrial hemp variety.

"The University of Hawaii at the same time did research out there, and discovered that hemp is one of the best crops to pull contaminants from the soil. So, in other words, when you have a Super Fund site, one of your best ways of cleaning that up is to plant industrial hemp.

"The former Kentucky State Treasurer has just commented in his leading sentence that, 'Smoking hemp can't get you high. It just might make you feel a little a foolish that you tried.' And then he goes on with, 'More significantly, legalized industrial hemp production could emerge as a prolific cash crop that could bring hundreds of millions of dollars of revenue to Kentucky, and many billions of dollars to the United States.' He notes that, there are more than 25,000 uses for the crop, including rope, clothing, automotive paneling, door installation, and even makeup.

"More exciting to the former Kentucky State Treasurer, is hemp's application as a clean burning alternative fuel. He notes, 'Hemp burns with no carbon emissions, produces twice as much ethanol per acre as corn. And while bio-fuel critics have raised alarms at the diversion of food products into fuel production causing a recent spike in food prices, hemp has no such negative economic side effects. Moreover, hemp crops need no pesticides to flourish and their cultivation leaves the soil more enriched. Legalizing industrial hemp would provide a no risk, no victim, economic jackpot for the United States.' Then he notes, '70% of the Kentuckians, support the legalized use of industrial hemp.'

"Equally exciting, Mr. Speaker, is hemp as a building product. This is a legal product, produced in the United Kingdom and brought back by me, to Hawaii. This is a hemp and lime composite and they are building homes out of this in England. The homes are termite impervious. Termites don't like it. They just leave it alone, which would be wonderful for Hawaii. It's also a very insulating material. When your walls are built out of this

industrial hemp, you don't need air conditioning, and the termites won't eat it. So, when you take a look at our ag land, Mr. Speaker, and you realize that we want in an active agricultural production, we also want to stimulate building. Both of these work together. And while Hawaii had its initial research project, I would like to see Hawaii move forward into full-grown agricultural production.

"Speaker Emeritus had an excellent bill to start that. I think that we have to look at industrial hemp as economic development. Those bills should not be referred to Public Safety. They don't have any business there. Pry some of this off, and try to smoke it. You'll just get diarrhea and a headache. This is not hallucinogenic, and the bills that are promoting industrial hemp need to be put in to Economic Development and Agriculture. People in this Body need to realize, this is Hawaii's future, its green future. Happy Earth Day."

Representative Ching: "Thank you, Mr. Speaker. Just an announcement. The Kam Lions will be doing their Earth Day project at the Palama Settlement, planting flowers there. I'll be there."

"And it is, starting tomorrow, National Park Week. National Park Week was started by President Theodore Roosevelt in 1906 and it is why he is considered the greatest preservationist President of all Presidents. It started with Yellowstone. It's also to conserve the scenery, the national and historic objects, and wildlife to give everlasting breath to a step back from the hustle and bustle of life. And it is also for accessible for everyone, unlike expensive parks and cruises that at the time charged money."

"It was to defend against encroaching pollution and it says, 'Theodore Roosevelt said it's important we value the prosperity of our National Parks. Not just for the enjoyment of posterity, but for land, water animals that we aim to maintain symbiotic relationships with. The National Park shall be forever the fountain of youth for Mother Nature in our aging and expanding world.'"

"Our National Parks here in Hawaii are Haleakala, obviously, Hawaii Volcanoes on the Big Island, Kalaupapa on Maui, Kaloko Honokohau National Historical Park, Pu'uuhonua o Haunau Hōnaunau, and of course, Pu'ukohola Heiau on the Big Island and the Pearl Harbor. It's National Park Week, starting tomorrow. Thank you."

Representative Hanohano, for the Committee on Hawaiian Affairs and the Committee on Culture and the Arts requested a waiver of the 48-hour advanced notice requirement for the purpose of decision making on today, Friday, April 20th at 3:25 p.m. in Room 329," and the Chair "so ordered."

Representative C. Lee: "Lastly, Mr. Speaker, I'd be remiss if I didn't stand up and share this. On behalf of my fellow colleague from Kailua, I was at the new Whole Foods opening a couple days ago, and in one of the cereal bins I look down, and it's hemp cereal. It looks just like, I'm told, it looks just like oreo, Mr. Speaker. But you can consume it all you like, without even having to light up. Thank you, very much."

ADJOURNMENT

At 12:30 o'clock p.m. on motion by Representative Evans, seconded by Representative Pine and carried, the House of Representatives adjourned until 11:30 o'clock a.m. tomorrow, Monday, April 23, 2012. (Representatives Belatti and Saiki were excused.)

HOUSE COMMUNICATIONS

House Communication dated April 20, 2012, from CJ Leong, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the Speaker has this day appointed as Conferees on the part of the House for consideration of amendments proposed by the Senate to the following House Bill:

H.B. No. 2703, Tsuji/Oshiro, Co-Chrs.;
HD 2, SD 2 Riviere

House Communication dated April 20, 2012, from CJ Leong, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the Speaker has this day appointed as Conferees on the part of the House for consideration of amendments proposed by the Senate to the following House Bill:

H.B. No. 70, Cabanilla/Mizuno/Kawakami, Co-Chrs.;
HD 2, SD 1 Pine

House Communication dated April 20, 2012, from CJ Leong, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the Speaker has this day appointed as Conferees on the part of the House for consideration of amendments proposed by the House to the following Senate Bill:

S.B. No. 596, Yamane/Nishimoto/Morikawa, Co-Chrs.;
SD 2, HD 1 Nakashima, Saiki, Pine

House Communication dated April 20, 2012, from CJ Leong, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has made the following changes to the conferees on the following measure:

H.B. No. 2319, Added Representative Yamashita as a member.
HD 2, SD 1

House Communication dated April 20, 2012, from CJ Leong, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has made the following changes to the conferees on the following measures:

H.B. No. 1524, Discharged all conferees.
HD 2, SD 2

H.B. No. 2296, Discharged all conferees.
HD 1, SD 1

H.B. No. 2429, Discharged all conferees.
HD 1, SD 1

House Communication dated April 20, 2012, from CJ Leong, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has made the following changes to the conferees on the following measure:

H.B. No. 2491, Discharged all conferees.
HD 1, SD 1

House Communication dated April 20, 2012, from CJ Leong, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has reconsidered its action taken in disagreeing to the amendments made by the Senate on April 12, 2012, and gives notice of intent to agree to the following House Bills:

H.B. No. 1524, HD 2, SD 2
H.B. No. 2242, HD 1, SD 1
H.B. No. 2264, HD 2, SD 1
H.B. No. 2266, HD 1, SD 1
H.B. No. 2273, SD 1
H.B. No. 2296, HD 1, SD 1
H.B. No. 2491, HD 1, SD 1

House Communication dated April 20, 2012, from CJ Leong, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has reconsidered its action taken in disagreeing to the amendments made by the Senate on March 27, 2012, and gives notice of intent to agree to the following House Bill:

H.B. No. 2429, HD 1, SD 1

House Communication dated April 20, 2012, from CJ Leong, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has this day agreed to the amendments made by the Senate and passed the following House Bills on Final Reading:

H.B. No. 297, HD 1, SD 1
H.B. No. 626, SD 1
H.B. No. 1671, HD 2, SD 2
H.B. No. 1754, HD 1, SD 1
H.B. No. 1967, HD 2, SD 2
H.B. No. 2169, HD 2, SD 1
H.B. No. 2374, SD 1
H.B. No. 2454, HD 1, SD 1
H.B. No. 2574, HD 1, SD 1

"April 20, 2012

The Honorable Neil Abercrombie
Governor of the State of Hawaii
Executive Chambers
State Capitol
Honolulu, Hawaii 96813

Dear Governor Abercrombie,

In accordance with the provisions of Article XVII, Section 3 of the Hawaii State Constitution, written notice is hereby given of the final form of a proposed constitutional amendment, as agreed upon by the appointed conference managers on the part of the House and the Senate on this date, to be included in the final conference draft of the following bill:

H.B. No. 2594, H.D. 2, S.D. 1, C.D. 1 entitled:

"PROPOSING AN AMENDMENT TO ARTICLE VII, SECTION 12,
OF THE HAWAII STATE CONSTITUTION TO ASSIST DAM AND
RESERVOIR OWNERS."

A copy of the proposed constitutional amendment in its final form is attached hereto.

Respectfully,
/s/ CJ Leong
CJ Leong
Chief Clerk

Enclosures

cc: Carol Taniguchi, Senate Chief Clerk
Scott Nago, Chief Election Officer"

ROUGH DRAFT